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15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 OAKLAND DIVISION

18 GIL CROSTHWAITE, RUSS BURNS, in
their respective capacities as Trustees of
19 the OPERATING ENGINEERS HEALTH
AND WELFARE TRUST FUND FOR
20 NORTHERN CALIFORNIA and
PENSION TRUST FUND FOR
21 OPERATING ENGINEERS,

22 Plaintiffs,

23 v.

24 USA WASTE OF CALIFORNIA, INC., a
Delaware corporation doing business in
25 California as EL DORADO DISPOSAL
SERVICE,

26 Defendant.
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Case No. C07 1696 CW

**STIPULATION AND ORDER
CONTINUING INITIAL CASE
MANAGEMENT CONFERENCE AND
RELATED DEADLINES**

[L.R. 6-2]

1 Plaintiffs GIL CROSTHWAITE, RUSS BURNS, in their respective capacities as
 2 Trustees of the OPERATING ENGINEERS HEALTH AND WELFARE TRUST FUND FOR
 3 NORTHERN CALIFORNIA and PENSION TRUST FUND FOR OPERATING ENGINEERS
 4 (“Plaintiffs”) and Defendants USA WASTE OF CALIFORNIA, INC., a Delaware corporation doing
 5 business in California as EL DORADO DISPOSAL SERVICE (“Defendant”), through their
 6 respective counsel, hereby stipulate to and request that the Court order that the Initial Case
 7 Management Conference and related deadlines be continued for an additional period of 60 days.

8 1. Pursuant to the Court’s Order Granting Plaintiffs’ Request for Continuance of
 9 Case Management Conference, the initial Case Management Conference in this action, originally
 10 scheduled for August 7, 2007, was rescheduled October 9, 2007 at 2:00 p.m.

11 2. Since the issuance of the Court’s Order, the parties have initiated settlement
 12 discussions and have exchanged information relevant to the issues in the case, but have not
 13 completed their discussions.

14 3. The parties wish to continue to explore a possible resolution of this action
 15 without the necessity of further litigation time and expense.

16 4. As noted above, there has been one previous continuation of the Initial Case
 17 Management Conference and related case management activities.

18 5. The parties expect that the requested extension of the date for the initial Case
 19 Management Conference will have no adverse effect on the schedule for the case. No trial date or
 20 other deadlines have yet been set. The requested extension may facilitate the resolution of the
 21 parties’ dispute, and will at a minimum enable the parties to exchange additional information about
 22 their respective positions that may streamline case management.

23 Therefore, Plaintiffs and Defendants, through their respective counsel, stipulate and
 24 agree as follows:

25 1. The Initial Case Management Conference date of October 9, 2007 and related
 26 deadlines are vacated.

27 2. The Initial Case Management Conference date is extended to December 11,
 28 2007 at 2:00 p.m.

1 3. Related deadlines for ADR and case management activities are extended
2 accordingly, as provided in the Court's Order Setting Initial Case Management Conference and ADR
3 Deadlines.

4
5 Dated: October ____, 2007

Dated: October ____, 2007

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8 MICHELE STAFFORD
9 SALTZMAN & JOHNSON LAW
CORPORATION
Attorneys for Plaintiffs

NANCY L. OBER
LITTLER MENDELSON
A Professional Corporation
Attorneys for Defendant
USA WASTE OF CALIFORNIA, INC. doing
business as EL DORADO DISPOSAL
SERVICE

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: October 2, 2007



HONORABLE CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE

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